

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON STATE ADMINISTRATION**

**Call to Order:** Chair Pat Ingraham, on March 4, 2011 at 8:00 AM, in Room 455 Capitol

#### **ROLL CALL**

##### **Members Present:**

Rep. Pat Ingraham, Chairman (R)  
Rep. Gerald (Jerry) Bennett, Vice Chairman (R)  
Rep. Franke Wilmer, Vice Chairman (D)  
Rep. Bryce Bennett (D)  
Rep. Joanne G. Blyton (R)  
Rep. Betsy Hands (D)  
Rep. Gordon R. Hendrick (R)  
Rep. Douglas (Doug) Kary (R)  
Rep. Dan Kennedy (R)  
Rep. James Knox (R)  
Rep. Gary MacLaren (R)  
Rep. Jean Price (D)  
Rep. Derek Skees (R)  
Rep. Frank Smith (D)  
Rep. Ted Washburn (R)

**Members Excused:** Rep. Pat Connell (R)  
Rep. Tom McGillvray (R)  
Rep. Kathy Swanson (D)

**Members Absent:** Rep. Betsy Hands

**Staff Present:** Sheri Scurr, Legislative Branch  
Tim Stark, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: SB 120, 3/3/2011; SB 52, 3/3/2011; SB 138, 3/3/2011  
Executive Action: SB 69, SB 59

**HEARING ON SB 138**

**Opening Statement by Sponsor:**

00:02:25 Sen. Llew Jones (R), SD 14, opened the hearing on SB 138, Clarify funding of MUS optional retirement program.

**Proponents' Testimony:**

00:04:31 Dan Villa, Education Advisor for the Governor

**Opponents' Testimony:**

00:05:40 Eric Burke, Montana Education Association and Montana Federation of Teachers (MEA-MFT)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:07:51 Rep. Derek Skees  
00:08:15 Eric Burke  
00:08:29 Rep. Derek Skees  
00:08:44 Eric Burke  
00:09:14 Rep. Pat Ingraham  
00:09:40 Dan Villa  
00:10:26 Rep. Frank Smith  
00:10:41 Dan Villa  
00:11:15 Rep. Frank Smith  
00:11:22 Dan Villa  
00:12:03 Rep. Franke Wilmer  
00:12:22 Rep. Betsy Hands entered the room.  
00:12:34 Dan Villa  
00:13:01 Rep. Franke Wilmer  
00:13:17 Dan Villa  
00:14:06 Rep. Franke Wilmer  
00:14:45 Dan Villa  
00:16:46 Rep. Derek Skees  
00:17:18 Dan Villa

**Closing by Sponsor:**

00:17:28 Sen. Llew Jones

**HEARING ON SB 120**

**Opening Statement by Sponsor:**

00:18:33 Sen. John Brenden (R), SD 18, opened the hearing on SB 120, Require publishing of appointed members to all state agency boards.

**EXHIBIT**(sth49a01)

**Proponents' Testimony:**

00:22:56 Roxanne Minnehan, Montana Public Employee Retirement Association (MPERA)

**Opponents' Testimony:** None

**Informational Testimony:**

00:23:41 Ann Brodsky, Governors Office

**Questions from Committee Members and Responses:**

00:25:21 Rep. Pat Ingraham  
00:25:30 Rep. Pat Connell entered the room.  
00:25:54 Sen. John Brenden  
00:26:33 Rep. Pat Ingraham  
00:26:50 Sen. John Brenden

**Closing by Sponsor:**

00:28:08 Sen. John Brenden

**HEARING ON SB 52**

**Opening Statement by Sponsor:**

00:29:10 Sen. Mitch Tropila (D), SD 12, opened the hearing on SB 52, Add requirement for Legislative Audit employees to have background check.

**Proponents' Testimony:**

00:31:25 Mike Batista, Department of Justice

**Opponents' Testimony:** None

**Informational Testimony:**

00:33:34 Monica Huyg, Legislative Services Audit Division

**Questions from Committee Members and Responses:**

00:34:01 Rep. Dan Kennedy  
00:34:18 Mike Batista  
00:34:29 Rep. Dan Kennedy  
00:34:55 Mike Batista  
00:35:29 Rep. Joanne Blyton  
00:35:47 Mike Batista  
00:36:30 Rep. Derek Skees  
00:37:00 Mike Batista  
00:37:41 Rep. Pat Ingraham  
00:37:49 Rep. Jerry Bennett  
00:38:08 Sen. Mitch Tropila  
00:38:25 Mike Batista  
00:38:42 Rep. Frank Smith  
00:39:03 Mike Batista  
00:39:30 Rep. Frank Smith  
00:39:40 Mike Batista  
00:40:03 Rep. Gordon Hendrick  
00:40:51 Mike Batista  
00:41:22 Rep. Gordon Hendrick  
00:41:52 Monica Huyg  
00:42:45 Rep. Gordon Hendrick

**Closing by Sponsor:**

00:43:07 Sen. Mitch Tropila

**Committee Business:**

00:44:17 Rep. Pat Ingraham  
00:44:24 Dave Bohyer, Legislative Services Division (LSD)

**EXECUTIVE ACTION ON SB 59**

00:45:24 **Motion:** Rep. G. Bennett moved that **SB 59 BE CONCURRED IN.**

00:46:17 **Motion:** Rep. Kary moved that **SB 59 BE AMENDED.**  
**EXHIBIT**(sth49a02)

00:46:30 Rep. Pat Ingraham

00:47:01 **Motion:** Rep. Kary moved to **WITHDRAW THE MOTION TO AMEND SB 59.**  
Without objection from the committee the motion was withdrawn.

00:47:22 **Motion:** Rep. G. Bennett moved to **WITHDRAW THE MOTION THAT SB 59 BE CONCURRED IN.** Without objection from the committee the motion was withdrawn.

**EXECUTIVE ACTION ON SB 69**

00:47:50      **Motion:** Rep. G. Bennett moved that **SB 69 BE CONCURRED IN.**

**Discussion:**

00:48:08      Dave Bohyer  
00:48:59      Rep. Franke Wilmer  
00:49:23      Rep. Dan Kennedy  
00:49:47      Rep. Betsy Hands  
00:50:16      Rep. Pat Connell  
00:51:17      Rep. Joanne Blyton  
00:51:38      Rep. Gary MacLaren

00:52:24      **Vote:** Motion carried 12-6 by roll call vote with Rep. Hendrick, Rep. Kary, Rep. Kennedy, Rep. Knox, Rep. McGillvray and Rep. Skees voting no. Rep. McGillvray and Rep. Swanson voted by proxy. Rep. Jesse O'Hara will carry the bill.

**Committee Business:**

00:54:19      Rep. Pat Ingraham  
00:55:33      Rep. Franke Wilmer  
00:56:10      Rep. Dan Kennedy  
00:56:19      Rep. Franke Wilmer  
00:56:58      Rep. Pat Ingraham  
00:57:05      Rep. Jerry Bennett  
00:57:18      Rep. Betsy Hands

**ADJOURNMENT**

00:57:47      Adjournment

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Tim Stark, Secretary

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Additional Documents:

**EXHIBIT**([sth49aad.pdf](#))